



Entered on Docket
April 01, 2008

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,
USA Capital Realty Advisors, LLC,
USA Capital Diversified Trust Deed Fund, LLC,
USA Capital First Trust Deed Fund, LLC,¹
USA Securities, LLC,²
Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☒ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR¹
Case No. BK-S-06-10729-LBR²

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**Order Granting Motion To Approve
Settlement Agreement With USA Capital
Diversified Trust Deed Fund, LLC**

Date: March 25, 2008
Time 9:30 a.m.

¹ This bankruptcy case was closed on October 12, 2007.

² This bankruptcy case was closed on December 26, 2007.

1 The Motion to Approve Settlement Agreement with USA Capital Diversified Trust
2 Deed Fund, LLC [DE 5979], (the "Motion"), came before the Court for hearing on March
3 25, 2008. Due notice of the hearing having been given. At that hearing the Court
4 requested that additional notice be given and extended the deadline for filing objections to
5 the Settlement Agreement to March 31, 2008. Notice of the additional time to file
6 objections was given [DE 6053], no objections having been filed, and good cause
7 appearing, it is

8 **ORDERED:**

9 Granting the Motion to Approve Settlement Agreement With USA Capital
10 Diversified Trust Deed Fund according to the terms set forth in the letter agreement signed
11 by the parties and attached to the Motion.

12 ###

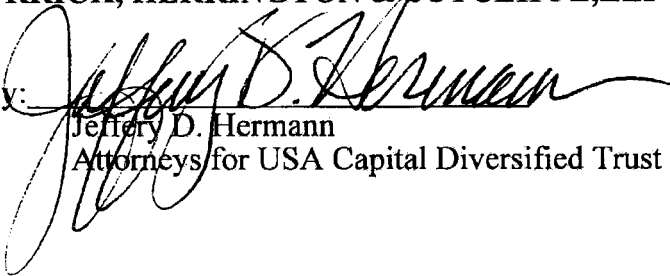
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14 PREPARED AND SUBMITTED:

15 **LEWIS AND ROCA LLP**

16 By: /s/ RC (#0006593)
17 Susan M. Freeman
18 Rob Charles
19 *Attorneys for USACM Liquidating Trust*

20 Approve/Disapproved:

21 **ORRICK, HERRINGTON & SUTCLIFFE, LLP**

22 By: 
23 Jeffrey D. Hermann
24 *Attorneys for USA Capital Diversified Trust Deed Fund, LLC*
25
26

1 Approved/Disapproved:

2 **OFFICE OF THE U.S. TRUSTEE**

3
4 By: 

5 August B. Landis
6 Assistant United States Trustee
7 Suite 4300
8 300 Las Vegas Blvd., So.
9 Las Vegas, NV 89101
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CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of approval under LR 9021.
- ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.
- ☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.
- ☒ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who have appeared at the hearing, and any trustee appointed in the case, and each has approved or disapproved the order, or failed to respond, as indicated below:

(Approved/Disapproved/Failed to Respond)

Jeffery D. Hermann

Attorneys for USA Capital Diversified Trust Deed Fund, LLC

(Approved/Disapproved/Failed to Respond)

August B. Landis

Assistant United States Trustee

LEWIS AND ROCA LLP

By: /s/ RC (#0006593)

Susan M. Freeman

Rob Charles

Attorneys for USACM Liquidating Trust